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RCE

PTO/SB/30 (08-00)

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number 10/531,188

Filing Date April 12, 2005

First Named Inventor Diego CAVIGLIA

Group Art Unit 2154

Examiner Name J. Park

Attorney Docket Number P/63767

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**a. ☐ Previously submittedi. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ~~08/05/2005~~ 10/531188iii. ☐ Other \_\_\_\_\_b. ☒ Enclosedi. ☐ Amendment/Replyii. ☐ Affidavit(s)/Declaration(s)iii. ☐ Information Disclosure Statement (IDS)iv. ☒ Other Preliminary Amendment

01 FC:1801

810.00 OP

02 FC:1252

460.00 OP

03 FC:1202

1200.00 OP

2. **Miscellaneous**a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17 (i) required).b. ☒ Other Petition is hereby made for a two-month extension of the period to respond to the outstanding Official Action to June 10, 2008. A check in the amount of \$460.00, as the Petition fee, is enclosed herewith.3. **Fees** The RCE fee under 37 C.F.R. § 1.17 (e) is required by 37 C.F.R. § 1.114 when the RCE is filed.a. ☒ The Director is hereby authorized to charge any deficiency or credit any overpayments, to Deposit Account No. 11-1145i. ☒ RCE fee required under 37 C.F.R. § 1.17 (e)ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)iii. ☒ Other Excess Claims Fee of \$1,200.00b. ☒ Check in the amount of \$2,470.00 enclosedc. ☐ Payment by credit card (Form PTO-2038 enclosed)**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)

Alan Israel

Registration No. (Attorney/Agent)

27564

Signature

Date

June 4, 2008

**CERTIFICATE OF MAILING OR TRANSMISSION**I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail No. EV667152171US in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: \_\_\_\_\_

Name (Print/Type)

Lori G. Witkin

Signature

Date

June 4, 2008

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